

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

WORK SESSION AGENDA

April 7, 2009

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning / Docket Approval – Yes**
- III. Approval of Summary-Yes, March 24, 2009, pp.6-11**
- IV. Budget Amendments – Yes, pp.12-24**
- V. New Business, pp.27-40**
- VI. Continuing Business / Presentations**
 - A. Budget & Finance Committee, pp.41-44**
 - B. Alcohol Awareness Month Proclamation**
 - C. Records & Information Management Proclamation**
 - D. National Coin Week Proclamation**
 - E. Proposed Amendments to Section 11 of the
Code of Ordinance
Ted Martin, Greenebaum Doll & McDonald PLLC**
- VII. Council Report**
- VIII. Mayor's Report – Yes**
- IX. Public Comment – Issues Not on Agenda**

ADMINISTRATIVE SYNOPSIS

New Business Items

- A. Authorization of a Deed of Acceptance for a Permanent Greenway under the Greenway Master Plan. (225-09) (Rayan/Webb)

This request will authorize a Deed of Acceptance, at no cost to LFUCG, for a permanent greenway of .4149 acres at property located at 3881 Dylan Place as part of the greenway system designated in the Greenway Master Plan.**p.27**

- B. Authorization of Amendment No. 2 to an Agreement with the Kentucky Transportation Cabinet (KYTC) on Behalf of the Department of Public Works and Development, Division of Traffic Engineering, for the South Limestone Multimodal Traffic Study Project. (226-09) (P. King/Webb)

This request will authorize Amendment No. 2 to agreement offered by KYTC to extend the completion date to June 30, 2010 for the South Limestone Multimodal Traffic Study project. This project will develop design alternatives and estimated impacts on the safe, efficient movement of pedestrians, bicyclists and vehicle traffic along and across the South Limestone corridor in the University of Kentucky area.**p.28**

- C. Authorization of Amendment No. 2 to an Agreement with the Kentucky Transportation Cabinet (KYTC) on Behalf of the Department of Public Works and Development, Division of Traffic Engineering, for the Intelligent Transportation System (ITS) / Traffic Control and Traffic Signal Upgrade Project. (227-09) (P. King/Webb)

This request will authorize Amendment No. 2 to agreement offered by KYTC, to extend the completion to June 30, 2010 for the ITS / Traffic Control and the Traffic Signal Upgrade project. This project will improve the Traffic Management Center, signal detection, communication, data collection, signal time plans, update the traffic signals and install vehicle detection equipment to enhance the operation of the signal system.**p.29**

- D. Authorization of Amendment No. 1 to Agreement with Kentucky Transportation Cabinet (KYTC) on Behalf of the Department of Public Works and Development, Regarding the Air Quality Planning and Mobility Coordination Projects. (233-09) (P. King/Webb)

This request will authorize Amendment No. 1 to agreement with KYTC on behalf of the Department of Public Works and Development, to extend FY2009 activities regarding the Air Quality Planning and Mobility Coordination projects. The Air Quality Planning Project ensures compliance with the Clean Air Act (as amended) as applicable to the Lexington Metropolitan Planning area. This will authorize acceptance of

federal funds in the amount of \$54,000 for the Air Quality Planning project for FY2010. A local match of \$13,500 is required and has been requested in the FY2010 General Fund budget. Total project cost is \$67,500. The Mobility Coordination project serves as the point of contact for all inquiries concerning transportation providers and ride matching. This will authorize acceptance of federal funds in the amount of \$102,000 for FY2010. A local match of \$25,500 is required and will come from in-kind value of Public Service Announcements.**pp.30-31**

E. Authorization of a Memorandum of Understanding (MOU) with Windstream Kentucky East, LLC, Regarding Projects Area 2 and 4 of the Downtown Lexington Streetscape Project. (234-09) (Webb)

This request will authorize a MOU with Windstream Kentucky East, LLC, to provide design and engineering services and oversee the design of the underground facilities regarding Area 2 and 4 of the Downtown Lexington Streetscape Project. Project Area 2 consists of facilities along South Limestone from Vine Street to the Avenue of Champions. Project Area 4 consists of facilities along North Limestone from Barr Street to Fourth Street. The area projects will be at no cost to LFUCG; however, should LFUCG elect not to continue the project, Windstream will be reimbursed for cost incurred up to a maximum of \$41,918. Funds are available in the UDAG Repayment Funds.**p.32**

F. Authorization of a Resolution Regarding Kentucky Public Service Commission Case No. 2008-00427 Pertaining to Rates of Kentucky-American Water Company. (236-09) (Askew)

This request will authorize a resolution to ratify the Department of Law, on behalf of LFUCG, to execute a settlement agreement, stipulation and recommendation, and any other necessary settlement documents in Kentucky Public Service Commission Case No. 2008-00427 pertaining to the rates of Kentucky-American Water Company.**pp.33-34**

G. Authorization to Submit the Proposed 2009 Consolidated Plan to the US Department of Housing and Urban Development (HUD), Accept Awards, and Authorize Agreements with Subrecipients. (232-09) (P. King/O'Mara)

This request will authorize the submission of the proposed 2009 Consolidated Plan to HUD for FY2010 as required for receiving federal funds. This one-year action plan will authorize the acceptance of funds for CDBG funds, HOME Investment Partnerships funds, ADDI funds, and ESG funds. The CDBG has \$2,045,837 in federal funds with \$250,000 anticipated income for a total of \$2,295,837; the HOME Investment Partnership program has \$1,357,050 in federal funds with a required local cash-match of \$295,337 with \$157,337 requested in the FY2010 General Fund budget, \$138,000 from the proceeds of a closed out Urban Development Action Grant loan, and anticipated program income of \$300,000 for a total of \$1,952,387; the ADDI has \$14,145 in federal funds with no local match required; and the ESG has \$91,408 in federal funds

with \$24,000 cash-match proposed in the FY2010 General Fund budget and \$67,408 of in-kind match from subrecipients agencies. This will also authorize written agreements for participating agencies.**pp.35-36**

H. Authorization to Accept Donation from the Kentucky Division of Emergency Management (KYEM) on Behalf of the Department of Public Safety, Division of Emergency Management (DEM) /911. (228-098) (P. King/Bennett)

This request will authorize the acceptance of twenty (20) Suction Quickdraw w/rechargeable batteries with twenty (20) additional rechargeable batteries from KYEM through the Chemical Stockpile Emergency Preparedness Program on behalf of DEM / 911. Items have been inventoried and transferred to the Division of Fire and Emergency Services. There is no budgetary impact.**p.37**

I. Authorization to Accept Award from the Kentucky Board of Emergency Medical Services (KBEMS) on Behalf of the Department of Public Safety, Division of Fire and Emergency Services. (230-09) (Dugger/Bennett)

This request will authorize the acceptance of state funds in the amount of \$10,169.49 from the KBEMS on behalf of the Division of Fire and Emergency Services for purchase of a GilderScope® Ranger Intubation Device. The original request of \$10,000 was approved by Resolution No. 746-2008 dated December 9, 2008. KBEMS has offered additional funds of \$169.49. No matching funds are required.**p.38**

J. Authorization to Accept an Award from the Kentucky Office of Homeland Security on Behalf of the Department of Public Safety, Division of Police, under the 2008 State Homeland Security Grant Program. (235-09) (P. King/Bennett)

This request will authorize the acceptance of an award of federal funds in the amount of \$337,000 from the Kentucky Office of Homeland Security on behalf of the Division of Police, Bomb Squad, under the 2008 State Homeland Security Grant Program. Funds will be used to purchase personal protective equipment, robot (with additional hybrid radio), explosive detection canine, and other minor equipment. The source of federal funds is the US Department of Homeland Security, Homeland Security Grant Program. No matching funds are required.**p.39**

K. Authorization to Accept Deeds of Easement or Acquisition for Properties Regarding the Storm Water Management Project in Cardinal Valley under the Sugar Mill Mitigation Project. (231-09) (P. King/Taylor)

This request will authorize the acceptance of deeds of easement at a cost of \$411,150 for five (5) permanent drainage easements, nineteen (19) temporary construction easements, and one (1) fee simple acquisition for a storm water management project in Cardinal Valley under the Sugar Mill Mitigation Project. This project provides for construction of a 7.2-acre detention basin on Vaughn's Branch upstream from Versailles Road with the widening of approximately 1,000 linear feet of channel and installation

of box culverts above the detention basin and for the widening of approximately 1,100 linear feet of channel and installation of box culverts below the basin. The source of federal funds is the Department of Homeland Security, Federal Emergency Management Agency, Hazard Mitigation Grant Program, as authorized by Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988.**p.40**